



TOWNSHIP OF UPPER UWCHLAN
BOARD OF SUPERVISORS
REGULAR MEETING
December 7, 2009
7:00 p.m.

Attending:

Board of Supervisors

Kevin C. Kerr, Chairperson
Catherine A. Tomlinson, Member

Township Administration

Cary B. Vargo, Township Manager
Gwen A. Jonik, Township Secretary
Mike Heckman, Director of Public Works
Karen Wertz, Treasurer
Cheryl Neri, Assistant Treasurer
John DeMarco, Police Chief
Dave Leh, P.E., Township Engineer
Matt Brown, P.E., DEE, Township Consultant

Mr. Kerr called the meeting to order at 7:02 p.m., led the salute to the flag and offered a moment of silence.

Mr. Kerr announced that Mr. Donatelli was unavoidably detained and sent his opinions on this evening's agenda items via email.

Approval of Minutes

Mrs. Tomlinson moved, seconded by Mr. Kerr, to approve as presented the minutes of the November 16, 2009 Board of Supervisors' Meeting. So moved.

Approval of Payments

Mrs. Tomlinson moved, seconded by Mr. Kerr, to pay all vendors as listed December 6 -12, 2009. So moved.

Supervisors' Report

Mr. Kerr introduced Brett Hand, who is interested in volunteering with the Historic Commission. Mrs. Tomlinson moved, seconded by Mr. Kerr, to appoint Brett to the Historic Commission. The Motion carried unanimously, including Mr. Donatelli's email proxy.

Mr. Kerr read the following calendar: December 15, 2009 4:00 p.m. Board of Supervisors' Workshop; December 21, 2009 7:00 p.m. Board of Supervisors' Meeting; December 25, 2009 Office Closed – Christmas Day; January 1, 2010 Office Closed - New Year's Day.

Public Works Department Report

Mike Heckman reported the Department's activities in November included storm inlet re-construction; responding to PA-1 calls; hauling cinders; installing salt spreaders onto the trucks; repairing fence rails at Reserve at Eagle's lagoon; clearing downed trees; repairing the Lyndell Bridge, and attending LTAP classes. Mrs. Tomlinson commented on the outstanding repair of the Lyndell Bridge.

Land Development

The Board was requested to release escrowed funds to Moser Builders for completed construction items in Greenridge Development - Phase I such as erosion controls, storm water measures, landscaping, etc. Mrs. Tomlinson moved, seconded by Mr. Kerr, to release \$149,548.67 to Moser Builders. The Motion carried unanimously, including Mr. Donatelli's email proxy.

Administration

Mr. Kerr introduced an "Engine Retarder" Ordinance that prohibits the use of improperly muffled engine retarders, compression release engine brakes or similar devices on Graphite Mine Road north of Byers Road. The Ordinance incorporated language that addressed safety concerns expressed at the previous Supervisors' meeting. Mrs. Tomlinson moved, seconded by Mr. Kerr, to adopt Ordinance #09-06 as presented. The Motion carried unanimously, including Mr. Donatelli's email proxy.

Karen Wertz reported she had requested proposals from three CPA firms to perform the Township and Municipal Authority's 2009 Audits. Mrs. Wertz recommends that the Board select Barbacane, Thornton and Company for the following reasons: their proposal included the most services, they are known to be extremely thorough, they have Municipal expertise and their proposal included both the Township and the Authority's audits. After a brief discussion period, Mrs. Tomlinson moved, seconded by Mr. Kerr, to engage Barbacane, Thornton and Company to perform the 2009 Audits for the Township and the Authority. The Motion carried unanimously, including Mr. Donatelli's email proxy.

Mr. Kerr announced the 2010-2014 Police Contract was prepared for signature. The Contract includes a 4% salary increase. Detective Tom Jones was in attendance to confirm the Police Department's approval of the Contract, and to thank the Supervisors for the smooth transition from the previous Contract. Mrs. Tomlinson moved, seconded by Mr. Kerr, to adopt the 2010-2014 Police Contract as presented. The Motion carried unanimously, including Mr. Donatelli's email proxy.

Mr. Kerr announced Chief DeMarco's Contract was prepared for signature, however Mrs. Wertz requested time to confirm revised language regarding pension benefits. Mr. Kerr tabled the issue until the next Board meeting.

Route 100 Wastewater Treatment Facility Developer's Agreement – Amendment #2. Matt Brown summarized the Developers Agreement Amendment was necessary to begin the planned expansion of the Facility (Phase II), document the treatment capacity available to the Township, as well as any excess treatment capacity, and provides for first rights of any excess disposal capacity to the Township. The Township and Municipal Authority Solicitors and the Municipal Authority have reviewed the Amendment and find it appropriate. Mrs. Tomlinson moved, seconded by Mr. Kerr, to approve and execute Amendment #2. The Motion carried unanimously, including Mr. Donatelli's email proxy.

Open Session

Don Carlson commented on alternative energy equipment vs. setbacks.

Adjournment

There being no further business to be brought before the Board, Mr. Kerr adjourned the meeting at 7:25 p.m.

Respectfully submitted,

Gwen A. Jonik
Township Secretary